

## **IC 20-30-2**

### **Chapter 2. Calendar**

#### **IC 20-30-2-1**

##### **"Instructional time"**

Sec. 1. As used in this chapter, "instructional time" is time during which students are participating in:

- (1) an approved course;
- (2) a curriculum; or
- (3) an educationally related activity;

under the direction of a teacher, including a reasonable amount of passing time between classes. Instructional time does not include lunch or recess.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-2-2**

##### **Student instructional day; school flex program instructional day**

Sec. 2. (a) A student instructional day in grades 1 through 6 consists of at least five (5) hours of instructional time. Except as provided in subsection (b), a student instructional day in grades 7 through 12 consists of at least six (6) hours of instructional time.

(b) An instructional day for a school flex program under section 2.2 of this chapter consists of a minimum of three (3) hours of instructional time.

*As added by P.L.1-2005, SEC.14. Amended by P.L.242-2005, SEC.15.*

#### **IC 20-30-2-2.2**

##### **School flex instructional program**

Sec. 2.2. (a) As used in this section, "eligible student" means a student in grade 11 or 12 who has:

- (1) failed the ISTEP+ graduation exam at least twice;
- (2) been determined to be chronically absent, by missing more than ten (10) unexcused days of school in one (1) school year;
- (3) been determined to be a habitual truant, as identified under IC 20-33-2-11;
- (4) been significantly behind in credits for graduation, as identified by an individual's school principal;
- (5) previously undergone at least a second suspension from school for the school year under IC 20-33-8-14 or IC 20-33-8-15;
- (6) previously undergone an expulsion from school under IC 20-33-8-14, IC 20-33-8-15, or IC 20-33-8-16; or
- (7) been determined by the individual's principal and the individual's parent or guardian to benefit by participating in the school flex program.

(b) An eligible student who participates in a school flex program must:

- (1) attend school for at least three (3) hours of instructional time per school day;

- (2) pursue a timely graduation;
- (3) provide evidence of college or technical career education enrollment and attendance or proof of employment and labor that is aligned with the student's career academic sequence under rules established by the Indiana bureau of child labor;
- (4) not be suspended or expelled while participating in a school flex program;
- (5) pursue course and credit requirements for a general diploma; and
- (6) maintain a ninety-five percent (95%) attendance rate.

(c) A school may allow an eligible student in grade 11 or 12 to complete an instructional day that consists of three (3) hours of instructional time if the student participates in the school flex program.

(d) If one (1) or more students participate in a school flex program, the principal shall, on forms provided by the department, submit a yearly report to the department of student participation and graduation rates of students who participate in the school flex program.

*As added by P.L.242-2005, SEC.16.*

### **IC 20-30-2-3**

#### **School year**

Sec. 3. For each school year, a school corporation shall conduct at least one hundred eighty (180) student instructional days. Not later than June 15 of each school year, the superintendent of each school corporation shall certify to the department the number of student instructional days conducted during that school year.

*As added by P.L.1-2005, SEC.14.*

### **IC 20-30-2-4**

#### **Reduction of tuition support**

Sec. 4. If a school corporation fails to conduct the minimum number of student instructional days during a school year as required under section 3 of this chapter, the department shall reduce the August tuition support distribution to that school corporation for a school year by an amount determined as follows:

STEP ONE: Determine the remainder of:

- (A) the amount of the total tuition support allocated to the school corporation for the particular school year; minus
- (B) that part of the total tuition support allocated to the school corporation for that school year with respect to student instructional days one hundred seventy-six (176) through one hundred eighty (180).

STEP TWO: Subtract the number of student instructional days that the school corporation conducted from one hundred eighty (180).

STEP THREE: Determine the lesser of five (5) or the remainder determined under STEP TWO.

STEP FOUR: Divide the amount subtracted under STEP

ONE(B) by five (5).

STEP FIVE: Multiply the quotient determined under STEP FOUR by the number determined under STEP THREE.

STEP SIX: Subtract the number determined under STEP THREE from the remainder determined under STEP TWO.

STEP SEVEN: Divide the remainder determined under STEP ONE by one hundred seventy-five (175).

STEP EIGHT: Multiply the quotient determined under STEP SEVEN by the remainder determined under STEP SIX.

STEP NINE: Add the product determined under STEP FIVE to the product determined under STEP EIGHT.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-2-5**

##### **Waiver**

Sec. 5. The department may grant a waiver of the penalty imposed under section 4 of this chapter for a particular number of canceled student instructional days if:

(1) the school corporation applies to the department for a waiver of the penalty imposed under section 4 of this chapter for a specific number of canceled student instructional days; and

(2) each of the particular number of student instructional days requested to be waived under this section was canceled due to extraordinary circumstances.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-2-6**

##### **Guidelines**

Sec. 6. The department shall develop guidelines for school corporations to apply for a waiver under section 5 of this chapter.

*As added by P.L.1-2005, SEC.14.*

#### **IC 20-30-2-7**

##### **Minimum school term**

Sec. 7. The minimum length for a school term is nine (9) months.

*As added by P.L.1-2005, SEC.14.*